

**MINUTES FOR THE COURT OF APPEAL
STATE OF CALIFORNIA
SECOND APPELLATE DISTRICT**

October 2, 2007

DIVISION ONE

B195555 Caterbury Women's Health Care Inc., et al. (Not for Publication)
 v.
 Robert C. Rosen et al.

The judgment is affirmed. Respondent(s) to recover costs.

Rothschild, J.

We concur: Mallano, Acting P.J.
 Vogel (Miriam A.),J.

B191190 People (Not for Publication)
 v.
 Shane Dwayne Harmon

The judgment is affirmed.

Rothschild, J.

We concur: Mallano, Acting P.J.
 Jackson, J. (Assigned)

DIVISION ONE (continued)

B186116 Auerbach Acquisition Associates, Inc. (Not for Publication)
v.
Daily
U.S. Bancorp

The judgment is affirmed. USB's cross-appeal is dismissed. The parties shall bear their own costs.

Rothschild, J.

We concur: Vogel (Miriam A.), Acting P.J.
Jackson, J. (Assigned)

B191921 Keowen (Not for Publication)
v.
Regents of the University of California

The judgment is affirmed. Each party to bear their own costs.

Rothschild, J.

We concur: Vogel (Miriam A.), Acting P.J.
Jackson, J. (Assigned)

DIVISION TWO

B199941 Ricardo G. (Not for Publication)
v.
Superior Court, Los Angeles County
(Los Angeles County Department of Children and Family Services, r.p.i.)

The order to show cause is discharged and the petition for extraordinary writ is denied.

Chavez, J.

We concur: Boren, P.J.
 Doi Todd, J.

DIVISION THREE

B196331 Los Angeles County, D.C.S. (Certified for Publication)
v.
Robert A.

The order terminating parental rights is affirmed.

Klein, P.J.

We concur: Croskey, J.
 Aldrich, J.

October 2, 2007 (Continued)

DIVISION FOUR

B190436 Astacio (Not for Publication)
v.
Astacio

To the extent Dorcas challenges rulings that were finally determined by the order of June 30, 2005, as described herein, the appeal is dismissed as untimely. The order of February 3, 2006, is affirmed in full. Costs on appeal are awarded to respondent.

Willhite, J.

We concur: Epstein, P.J.
Suzukawa, J.

DIVISION FIVE

Court convened at 9:00 a.m.

Present: Turner, P.J., Armstrong, J., Mosk, J. and J. Belcher, Deputy Clerk.

Each of the following:

B178996 Wagner Construction v. Pacific Mechanical
B194174 Peo v. Washington
B196293 In re DeBorah H.
B195526 Peo v. Johnson

Argument waived, cause submitted.

B196226 Stephan Sperling
v.
Wendy Courtney

Appearance:
Michael Magasinn for appellant. Respondent's counsel unable to appear due to illness. Cause continued to November 6, 2007 at 9:00 a.m.

DIVISION FIVE (continued)

B194924 Answar, LTD
 v.
 Bold Entertainment, LLC

Merits:

Argued by Bruce Adelstein for appellant and by Roy Weatherup for respondent. Cause submitted.

B201726 People
 v.
 Arlandis Hinton

Merits:

Argued by Duane Folk for appellant and by Charles Chung, deputy attorney general, for respondent. Cause submitted.

Court recessed.

Court reconvened at 11:00 a.m.

Present: Turner, P.J., Mosk, J., Kriegler, J. and J. Belcher, Deputy Clerk.

Each of the following:

B195352 Peo v. Hernandez
B197630 Peo v. Leiva
B193255 Peo v. Figueroa
B200966 Peter R. v. SCLA

Argument waived, cause submitted.

October 2, 2007 (Continued)

DIVISION FIVE (continued)

B193225 Karen Peled
 v.
 Spectrum Women's Health Care Medical Center

Merits:
Argued by Richard Lobl for appellants and by David Ozeran for
respondent. Cause submitted.

Court recessed.

Court reconvened at 11:50 a.m.

Present: Turner, P.J., Armstrong, J., Mosk, J. and J. Belcher, Deputy Clerk.

B191495 Dean Stewart et al
 v.
 Mercedes Gamero

Merits:
Argued by Nigel Burns for appellants and by Priscilla Slocum for
respondent. Cause submitted.

Court recessed.

Court reconvened at 1:00 p.m.

Present: Turner, P.J., Mosk, J., Kriegler, J. and J. Belcher, Deputy Clerk.

Each of the following:

198571 Peo v. Abdou
B193567 Peo v. Brown

Argument waived, cause submitted.

DIVISION FIVE (continued)

B191289 Harold Stutz
v.
Michael Cloyd

Merits:

Argued by Stanley Bowman for appellants and by Robin Paley for respondents. Cause submitted.

B193404 People
v.
Lee, Phillips and Darby

Merits:

Argued by John Staley for appellant Lee and by Steven Mercer, deputy attorney general, for respondent. Appellants Phillips and Darby waived argument. Cause submitted.

Court adjourned.

DIVISION SIX

B198470 People (Certified for Publication)
v.
Binkerd

Appellant's conviction for driving under the influence causing injury (count 2) is reversed and the enhancements alleged for count 2 are stricken. We remand this case with instructions to resentence appellant consistent with this opinion. In all other respects, the judgment is affirmed.

Perren, J.

We concur: Gilbert, P.J.
 Yegan, J.

DIVISION FIVE (continued)

B195464 People (Not for Publication)
v.
Sotelo

The judgment is affirmed.

Perren, J.

We concur: Gilbert, P.J.
Coffee, J.

DIVISION SEVEN

B195354 People (Not for Publication)
v.
Hernandez

The judgment is affirmed.

Woods, J.

We concur: Perluss, P.J.
Zelon, J.

B198887 People (Not for Publication)
v.
Lampkin

The judgment is affirmed.

Woods, J.

We concur: Perluss, P.J.
Zelon, J.

DIVISION SEVEN (continued)

B198810 People (Not for Publication)
v.
Huhing

The appeal is dismissed.

Perluss, P.J.

We concur: Woods, J.
Zelon, J.

B197780 People (Not for Publication)
v.
Moore

The judgment is affirmed.

Perluss, P.J.

We concur: Woods, J.
Zelon, J.